

AMENDED IN SENATE APRIL 5, 2005

SENATE BILL

No. 724

Introduced by Senator Scott

***(Coauthors: Senators Battin, Cedillo, Ducheny, Escutia, Lowenthal,
and Runner)***

***(Coauthors: Assembly Members Bogh, Garcia, McCarthy,
Negrete McLeod, Nunez, and Plescia)***

February 22, 2005

An act to amend Section 66010.4 of the Education Code, relating to the California State University.

LEGISLATIVE COUNSEL'S DIGEST

SB 724, as amended, Scott. California State University: doctoral degrees.

Existing law, known as the Donahoe Higher Education Act, sets forth, among other things, the missions and functions of California's public and independent segments of higher education, and their respective institutions of higher education. Provisions of the act do not apply to the University of California unless the regents of the university act, by resolution, to make them applicable.

Among other things, the act provides that the University of California has exclusive jurisdiction in public higher education to award the doctoral degree in all fields of learning, except that it may agree with the California State University to award joint doctoral degrees in selected fields. With respect to doctoral degrees, the act limits the California State University to awarding these degrees jointly with the University of California, as described above, or jointly with independent institutions of higher education, provided that the proposed doctoral program is approved by the California Postsecondary Education Commission.

This bill would instead authorize the California State University to ~~independently award professional/clinical doctoral degrees, which the bill would define as degrees awarded as part of a post-master's degree program that prepares students for entry to professional practice other than university faculty research and teaching, in selected professional fields, the doctoral degree, but not the degree of doctor of philosophy, except as that degree would be awarded jointly with the University of California or with one or more independent institutions of higher education. The bill would also prohibit the California State University from awarding doctoral degrees in law, medicine, dentistry, or veterinary medicine. The bill would require any proposals for new doctoral programs at the California State University to be reviewed, and approved, revised, or rejected, by the trustees in accordance with prescribed criteria.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 66010.4 of the Education Code is
2 amended to read:
3 66010.4. The missions and functions of California's public
4 and independent segments, and their respective institutions of
5 higher education shall be differentiated as follows:
6 (a) (1) The California Community Colleges shall, as a
7 primary mission, offer academic and vocational instruction at the
8 lower division level for both younger and older students,
9 including those persons returning to school. Public community
10 colleges shall offer instruction through but not beyond the second
11 year of college. These institutions may grant the associate in arts
12 and the associate in science degree.
13 (2) In addition to the primary mission of academic and
14 vocational instruction, the community colleges shall offer
15 instruction and courses to achieve all of the following:
16 (A) The provision of remedial instruction for those in need of
17 it and, in conjunction with the school districts, instruction in
18 English as a second language, adult noncredit instruction, and
19 support services which help students succeed at the
20 postsecondary level are reaffirmed and supported as essential and
21 important functions of the community colleges.

1 (B) The provision of adult noncredit education curricula in
2 areas defined as being in the state's interest is an essential and
3 important function of the community colleges.

4 (C) The provision of community services courses and
5 programs is an authorized function of the community colleges so
6 long as their provision is compatible with an institution's ability
7 to meet its obligations in its primary missions.

8 (3) A primary mission of the California Community Colleges
9 is to advance California's economic growth and global
10 competitiveness through education, training, and services that
11 contribute to continuous workforce improvement.

12 (4) The community colleges may conduct to the extent that
13 state funding is provided, institutional research concerning
14 student learning and retention as is needed to facilitate their
15 educational missions.

16 (b) (1) The California State University shall offer
17 undergraduate and graduate instruction through the master's
18 degree in the liberal arts and sciences and professional education,
19 including teacher education. Presently established two-year
20 programs in agriculture are authorized, but other two-year
21 programs shall be permitted only when mutually agreed upon by
22 the Trustees of the California State University and the Board of
23 Governors of the California Community Colleges.

24 (2) (A) ~~The doctoral degree may~~ *California State University*
25 *may award, in selected professional fields, the doctoral degree,*
26 *but not the doctor of philosophy degree, except as authorized in*
27 *subparagraph (B), nor the doctoral degree in law, medicine,*
28 *dentistry, or veterinary medicine. Any proposal for a new*
29 *doctoral program at the California State University shall be*
30 *reviewed, and approved, revised, or rejected, by the trustees. In*
31 *reviewing proposals for new doctoral programs, the trustees*
32 *shall consider all of the following:*

- 33 (i) *The need for well-prepared professionals in the field.*
34 (ii) *Professional standards, including accreditation and*
35 *licensure requirements.*
36 (iii) *The availability of systemwide and statewide resources.*
37 (iv) *The extent of systemwide and campus faculty expertise in*
38 *the field.*

39 (B) *The doctoral degree, including the doctor of philosophy*
40 *degree, may also be awarded jointly with the University of*

1 California, as provided in subdivision (e) and pursuant to Section
2 66904. The doctoral degree, *including the doctor of philosophy*
3 *degree*, may also be awarded jointly with one or more
4 independent institutions of higher education, provided that the
5 proposed doctoral program is approved by the California
6 Postsecondary Education Commission.

7 ~~(B) The California State University may independently award~~
8 ~~professional/clinical doctoral degrees. As used in this~~
9 ~~subparagraph, a “professional/clinical doctoral degree” is a~~
10 ~~degree awarded as part of a post-master’s degree program that~~
11 ~~prepares students for entry to professional practice other than~~
12 ~~university faculty research and teaching.~~

13 (3) Research, scholarship, and creative activity in support of
14 its undergraduate and graduate instructional mission is authorized
15 in the California State University, and shall be supported by the
16 state. The primary mission of the California State University is
17 undergraduate and graduate instruction through the master’s
18 degree.

19 (c) (1) The University of California may provide
20 undergraduate and graduate instruction in the liberal arts and
21 sciences and in the professions, including the teaching
22 professions. It shall have exclusive jurisdiction in public higher
23 education over instruction in the profession of law and over
24 graduate instruction in the professions of medicine, dentistry, and
25 veterinary medicine.

26 (2) The University of California has the sole authority in
27 public higher education to award the doctoral degree in all fields
28 of learning, ~~except that it may agree with the California State~~
29 ~~University to award joint doctoral degrees in selected fields, and~~
30 ~~except as provided in subparagraph (B) of paragraph (2) of as~~
31 *provided in subdivision (b).* The University of California shall be
32 the primary state-supported academic agency for research.

33 (d) The independent institutions of higher education shall
34 provide undergraduate and graduate instruction and research in
35 accordance with their respective missions.